GOVERNMENT OF TELANGANA
ABSTRACT

T.S. Forest (Conservation) Act, 1980 – Proposal for diversion of forest land to an extent of **0.97 ha** in Compt.No.471 of **Ghanpur RF of Wanaparthy** forest division for formation of Ghanpur Branch Canal in Ghanpur (V) & (M) in Wanaparthy District in favour of Executive Engineer, M.G.K.L.I.S. Division No.2, I&CAD, Nagarkurnool – In-principle **(Stage-I)** approval accorded – Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.I) DEPARTMENT

G.O.Rt.No. 77 Dated: 18-06-2022
Read the following:-

1. Government of India, MoEF & CC, New Delhi, Lr.F.No.5-2/2017-FC, Dt.28.03.2019 and amendments issued therein.
2. From the PCCF(HoFF), Telangana State, Hyderabad, Single File Rc.No.FC4/FC25/11/2022, dt.30.05.2022.

ORDER:

In the letter 2nd read above, the Principal Chief Conservator of Forests, Telangana State, Hyderabad has submitted a proposal under section-2 of Forest (Conservation) Act, 1980, for diversion of forest land to an extent of **0.97 ha** in Compt.No.471 of **Ghanpur RF** of **Wanaparthy** forest division for formation of Ghanpur Branch Canal in Ghanpur (V) & (M) in Wanaparthy District in favour of Executive Engineer, M.G.K.L.I.S. Division No.2, I&CAD, Nagarkurnool.

2. The proposal has been examined with reference to the guidelines issued by the Government of India in the letter 1st read above.

3. Government after careful examination of the proposal and in exercise of the powers delegated to State Government in the guidelines issued by Government of India in the letter 1st read above, hereby accord in-principle **(Stage.I)** approval Proposal for diversion of forest land to an extent of **0.97 ha** in Compt.No.471 of **Ghanpur RF** of **Wanaparthy** forest division for formation of Ghanpur Branch Canal in Ghanpur (V) & (M) in Wanaparthy District in favour of Executive Engineer, M.G.K.L.I.S. Division No.2, I&CAD, Nagarkurnool subject to compliance of the following conditions:-

i. The legal status of the forest land shall remain unchanged;

ii. **Demarcation of the forest land diverted:** The State Forest Department shall carry out demarcation of the proposed forest area by erecting 4 feet high cement concrete pillars duly numbered at an interval of 20 meters at the cost of the User Agency and cost for which shall be deposited by the User Agency with the forest department as assessed by the concerned District Forest Officer;

iii. **Compensatory afforestation:**

a) Compensatory afforestation shall be taken up by the Forest Department for raising plantation (including ten years of maintenance) of ten times the number of trees likely to be felled or specified number as may be specified in the order for diversion of forest land (subject to minimum number of 100 plants) shall be levied from user agency towards CA.

(PTO)

b) As far as possible, a mixture of local indigenous species shall be planted and monoculture of any species may be avoided;

c) Trees, if planted on the diverted area, will not be felled without the permission of the Forest Department. Trees, planted in surrounding area, will belong to Forest Department;

d) The cost of compensatory afforestation at the prevailing wage rates as per compensatory afforestation scheme and the cost of survey, demarcation and erection of permanent pillars if required on the CA land shall be deposited in Adhoc CAMPA account by the project authority. The CA will be maintained for 10 years. The scheme shall include appropriate provision for anticipated cost increase for works scheduled for subsequent years;

iv. **Net Present Value:**

a) The State Government shall charge the Net Present Value(NPV) for the **0.97 ha** forest area to be diverted under this proposal from the User Agency as per the orders of the Hon'ble Supreme Court of India dated 30/10/2002, 01/08/2003, 28/03/2008, 24/04/2008 and 09/05/2008 in IA No. 566 in WP (C) No.202/1995 and as per the guidelines issued by the Ministry vide letters No.5-1/1998-FC (Pt.II) dated 18/09/2003, as well as letter No. 5-2/2006-FC dated 03/10/2006 and 5-3/2007-FC dated 05/02/2009 in this regard; and revised rates as per MoEF&CC, GoI, F.No.5-3/2011-FC(Vol-I) dt.06.01.2022.

b) Additional amount of the NPV of the diverted forest land, if any, becoming due after finalization of the same by the Hon'ble Supreme Court of India on receipt of the report from the Expert Committee, shall be charged by the State Government from the User Agency. The User Agency shall furnish an undertaking to this effect;

v. User agency shall restrict the felling of trees to minimum number in the diverted forest land and the trees shall be felled by the State Forest Department and the cost of felling of trees shall be deposited by the User Agency with the State Forest Department;

vi. User Agency shall supply water for forestry activities and wildlife purpose, as per the scheme prepared by the forest department;

vii. Soil erosion preventive measures have to be taken up by the User Agency as per the scheme prepared by the forest department;

viii. All the funds received from the user agency under the project, other than those permitted to deposit into concerned District Forest Officer, shall be transferred/ deposited to CAMPA fund only through e-portal.

ix. The complete compliance of the FRA, 2006 shall be ensured by way of prescribed certificate from the concerned District Collector;

x. User agency shall raise strip plantation on both sides and central verge of the road as per the IRC norms;

xi. User Agency shall fulfill the conditions stipulated in Part II, Part III and Part IV and also covering letters, inspections notes of the proposals;

xii. Disturbance should be kept minimum by creating labour camps outside the forest areas and it will be responsibility of the User Agency to ensure that the laborers and staff engaged in execution of work don't destruct nearby forest flora and fauna. No labour camp shall be established on the forest land;

xiii. Sufficient firewood, preferably the alternate fuel, shall be provided by the User Agency to the labourer after purchasing the same from the State Forest Department or the Forest Development Corporation or any other legal source of alternate fuel;

xiv. The layout plan of the proposal shall not be changed without prior approval of Competent authority;

xv. The muck generated in the earth cutting if any, will be disposed off at the designated sites and in no case the muck/ debris will be disposed off in the forest area by the User Agency'

xvi. The forest land shall not be used for any purpose other than that specified in the project proposal;

xvii. The forest land proposed to be diverted shall under no circumstances be transferred to any other agencies, department or person without prior approval of competent authority;

xviii. Any other condition that the Ministry of Environment, Forests & Climate Change, Government of India as well as State Forest Department/ PCCF(HoFF) may stipulate from time to time in the interest of conservation, protection and development of forests & wildlife, shall be complied by the User Agency;

xix. The total forest area utilized for the project shall not exceed **0.97 ha** and the forest land shall not be used for any purpose other than that specified in the proposal;

xx. The User Agency should take permission for carrying out any maintenance;

xxi. The User Agency and the State Government shall ensure compliance of all the Court orders, provisions, rules, regulations and guidelines for the time being in force as applicable to the project;

xxii. The compliance report shall be uploaded on e-portal (https://parivesh.nic.in/).

xxiii. Violation of any of these conditions will amount to violation of forest (Conservation) Act, 1980 and action would be taken as per the MoEF&CC, Guidelines F. No. 11-42/2017-FC, Dt.29.01.2018 and as per F.No.5-2/2017, Dt.28.03.2019, and amendments issued therein

xxiv. This is in-principle approval shall be valid for a period of 5 years from the date of issue of this G.O. In the event of non compliance of the above conditions, the approval accorded shall automatically stand revoked.

4. After receipt of the compliance report of the above conditions, the proposal will be considered for final approval.

5. The Principal Chief Conservator of Forests (HoFF), Telangana State, Hyderabad, shall take further necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

A.SANTHI KUMARI,
SPECIAL CHIEF SECRETARY TO GOVERNMENT.

To
The Principal Chief Conservator of Forests (HoFF), Telangana State,
Hyderabad.

Copy to:

The Regional Officer,
Integrated Regional Office (Hyderabad),
Government of India, Ministry of Environment, Forests & Climate Change,
#3rd floor, Aranya Bhawan, Saifabad,
Hyderabad 500004.

The Executive Engineer, M.G.K.L.I.S. Division No.2,
I&CAD, Nagarkurnool
SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER